

JAMIE LYNN GALLIAN
16222 MONTEREY LANE UNIT 376
HUNTINGTON BEACH, CA 92649
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DEBTOR IN PRO PER

**UNITED STATES BANKRUPTCY COURT CENTRAL
DISTRICT OF CALIFORNIA-SANTA ANA DIVISION**

10 | In re Case No. 8:21-bk-11710-ES

11 JAMIE LYNN GALLIAN, Chapter 7

12 Debtor.

**DEBTOR'S NOTICE OF HEARING AND
MOTION REQUESTING THE TRUSTEE
ABANDON ESTATE'S INTEREST IN
DEBTOR'S PRIMARY RESIDENCE,
SPACE 376 2014 SKYLINE
MANUFACTURED HOME LBM1981;
COURT GRANTED DEBTORS
HOMESTEAD EXEMPTION DKT. 274.**

Hearing February 8, 2023

Time: 11:00 a.m. Via Zoom

Location: 411 W. Fourth Street
Santa Ana, CA 92701

18 TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY JUDGE,
19 TRUSTEE JEFFREY GOLDEN, HIS COUNSEL AND INTERESTED PARTIES:

20 PLEASE TAKE NOTICE THAT on February 8, 2023 at 11:00a.m. Jamie Lynn Gallian,
21 Debtor hereby makes request for Order, Jeffrey I. Golden, as the Chapter 7 trustee
22 (the "Trustee") for the bankruptcy estate of Jamie Lynn Gallian (the "Debtor"), filed July 9, 2021,
23 abandon estates interest in Debtor's primary residency, space 376 2014 Skyline Manufactured home
24 LBM1081 located at 16222 Monterey Ln. Unit 376 Huntington Beach, CA 92649. A true and
25 correct copy of the Court's Order Dkt 274, granting Debtor's Homestead Exemption is attached as
26 Exhibit "1" hereto. Trustee told debtor if and when Hon. Erithe Smith ruled on Debtor's Motion For
27 Reconsideration and GRANTED Debtor's homestead exemption, Trustee Golden would abandon
28 debtor's primary residence at 16222 Monterey Ln. Unit 376 Huntington Beach, CA. 92649

1 Debtor requests Trustee review the Court's Order Dkt. 274, granting debtor's Homestead
2 Exemption in the amount of \$600,000.00, Accordingly, the Debtor believes that the property is
3 burdensome to the estate and of inconsequential value or benefit to the estate. Therefore, the
4 Debtor requests Trustee abandon the property as promised.

5 **NOTICE IS ALSO GIVEN** that, pursuant to Local Bankruptcy Rule 6007-1 and
6 9013-1(o)(3), any objection and request for a hearing must, not later than fourteen days from the
7 date of service of this notice, plus an additional three days if served by mail or pursuant to
8 Fed. R. Civ. P. 5(b)(2)(D) or (F), be filed with the Clerk of the Bankruptcy Court and served on:
9 (1) Jeffrey I. Golden, Trustee, 650 Town Center Drive, Suite 600, Costa Mesa, CA 92626; (2)
10 Office of the United States Trustee at 411 West Fourth Street, Suite 7160, Santa Ana, CA 92701;
11 and (3) Debtor whose email address for service is listed on the top left hand corner of this notice.

12 Pursuant to Local Bankruptcy Rule 6007-1(d), if no timely objection and request for a
13 hearing are filed and served, Debtor will proceed with the noticed hearing and request the
14 Trustee take the intended action by order of the Court. Any objections not timely filed and
properly served will be deemed waived.

15 Pursuant to Local Bankruptcy Rule 6007-1(d)(2), the Debtor requests the Trustee lodge a
16 proposed order confirming the Trustee's abandonment of the property of debtor
17 primary residence located at 16222 Monterey Lane Unit 376 Huntington Beach, CA 92649,
18 after the hearing if required to do so.

19 DATED: January 24, 2023

Respectfully submitted,

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22 JAMIE LYNN GALLIAN, Debtor
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EXHIBIT 1

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 5801 SKYLAB ROAD HUNTINGTON BEACH, CA 92649

A true and correct copy of the foregoing document entitled (*specify*): DEBTOR'S NOTICE OF HEARING AND MOTION REQUESTING TRUSTEE ABANDON ESTATE'S INTEREST IN DEBTOR'S PRIMARY RESIDENCE SPACE 376 MANUFACTURED HOME LBM 1081; COURT GRANTED DEBTORS HOMESTEAD EXEMPTION DKT. 274. will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document.

On January 24, 2023 I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page.

2. SERVED BY UNITED STATES MAIL: On _____, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by causing to be placed a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) 1/24/23, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Janine Jasso Email j9_jasso@yahoo.com

Michael Poole Email mpoole@cahowlaw.com

Service information continued on attached page.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

January 24, 2023

Date

Robert McLelland

Printed Name

Robert McLelland

Signature